

1 RAtoigue.FIN

2 LEONARDO M. RAPADAS  
United States Attorney  
3 KARON V. JOHNSON  
Assistant U.S. Attorney  
4 Sirena Plaza, Suite 500  
108 Hernan Cortez  
5 Agana, Guam 96910  
Telephone: (671) 472-7332/7283  
6 Telecopier: (671) 472-7334

7 Attorneys for United States of America

**FILED**  
DISTRICT COURT OF GUAM  
DEC - 6 2005  
MARY L.M. MORAN  
CLERK OF COURT

8  
9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF GUAM**  
11

12 UNITED STATES OF AMERICA, )

13 Plaintiff, )

14 vs. )

15 RAYMOND N. ATOIGUE, )

16 Defendant. )  
17

CRIMINAL CASE NO. 05-00035

**FINAL ORDER OF FORFEITURE**

18 **WHEREAS**, on August 31, 2005, this Court entered a Preliminary Order of Forfeiture  
19 forfeiting the following accounts:

- 20 1) Bank of Guam Account No. 0201-336968  
21 2) Bank of Guam Account No. 0222-012676  
22 3) Bank of Guam Account No. 0201-568106,

23 the properties of defendant Raymond N. Atoigue, to the United States of America;

24 **AND WHEREAS**, on October 2, 2005, October 9, 2005 and October 16, 2005, the  
25 United States published in a newspaper of general circulation, notice of this forfeiture and of the  
26 intent of the United States to dispose said property in accordance with the law and further  
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1 notifying all third parties of their right to petition the Court within thirty (30) days for a hearing  
2 to adjudicate the validity of their alleged legal interest in the property;

3 **AND WHEREAS**, the Court has been advised that no such petitions have been filed.

4 Accordingly, it is hereby **ORDERED, ADJUDGED and DECREED** that the United  
5 States Marshal shall forthwith seize the forfeited property and dispose of it in accordance with  
6 the law;

7 It is further **ORDERED, ADJUDGED and DECREED**:

8 That pursuant to Title 21, United States Code, Section 853(n), that the right, title and  
9 interest to all of the hereinafter described properties are hereby condemned, forfeited and vested  
10 in the United States of America, and shall be disposed of according to law:

11 **a) Bank of Guam Account No. 0201-336968**

12 **b) Bank of Guam Account No. 0222-012676**

13 **c) Bank of Guam Account No. 0201-568106**

14 That any and all forfeited funds, including but not limited to currency, currency  
15 equivalents and certificates of deposit, as well as any income derived as a result of the United  
16 States Marshals management of any property forfeited herein, and the proceeds from the sale of  
17 any forfeited property, after the payment of costs and expenses incurred in connection with the  
18 forfeiture, sale and disposition of the forfeited property, shall be deposited forthwith by the  
19 United States Marshal Service into the Department of Justice Asset Forfeiture Fund in

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1 accordance with Title 28, United States Code, Section 524(c) and Title 21, United States Code,  
2 Section 881(e).

3 The Clerk is hereby directed to send copies of this Order to all counsels of record and  
4 three certified copies to the United States Marshal Service.

5 DATED this 12<sup>th</sup> 6<sup>th</sup> day of December, 2005.

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8 DD LOWELL JENSEN  
9 Designated Judge  
10 District Court of Guam

11  
12 Presented by:

13 LEONARDO M. RAPADAS  
14 United States Attorney  
15 Districts of Guam and the NMI

16 By:

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18 KARON V. JOHNSON  
19 Assistant U.S. Attorney

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21 **RECEIVED**  
22 DEC - 5 2005  
23 DISTRICT COURT OF GUAM  
24 HAGATNA, GUAM  
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